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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,

No. C 06-04378 CRB

12 Plaintiff,

**ORDER**

13 v.


14 ROBERT SCHMIDT,

15 Defendant.  
16 \_\_\_\_\_/

17 On July 9, 2003, defendant plead guilty to one count of maintaining or establishing  
18 drug-involved premises under 21 U.S.C. 856(a)(1). On July 6, 2006, defendant was  
19 sentenced by the Court to 41 months in federal prison. Defendant appealed to the Ninth  
20 Circuit, which dismissed his appeal on November 3, 2005. On July 14, 2006, defendant filed  
21 a Section 2255 motion to set aside or correct his sentence. The United States of America  
22 shall file an opposition to defendant's motion within 60 days of this motion. Defendant shall  
23 file any reply within 30 days of the filing of the United States' opposition.

24 **IT IS SO ORDERED.**

25  
26 Dated: July 24, 2006

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28 CHARLES R. BREYER  
UNITED STATES DISTRICT JUDGE

**United States District Court**

For the Northern District of California

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